



**SHREWSBURY CONSERVATION COMMISSION
SHREWSBURY, MASSACHUSETTS**

MINUTES

Regular Meeting: April 17, 2007 - 7:00 P.M.
Location: Selectmen's Hearing Room - Municipal Office Building

Present: John J. Ostrosky, Chairman
Robert P. Jacques, Vice-Chairman
Patricia M. Banks
Kenneth F. Polito

Also Present: Brad Stone, Agent

Absent: Dorbert A. Thomas, Clerk

Mr. Ostrosky opened the meeting at 7:00 P.M.

1. Review and Approve Minutes

The Conservation Commission approved the Minutes of February 20, 2007 as submitted. The Commission noted that because there isn't a quorum to vote on the Minutes for March 20, 2007, they will be voted at the regularly scheduled meeting on May 15, 2007.

2. Signed bills – no bills

3. Meetings and Hearings – 7:05 P.M.

285-1417 Continued – Public Hearing regarding the Notice of Intent filed by S.J. Turnblom Construction Corporation for the construction of a single family home at 199 Gulf Street

Attending the hearing was Glenn Krevosky – from EBT Environmental. Mr. Krevosky said Mr. Stone looked at the calculations done by McNeil Engineering, LLC.; and he had some questions.

Mr. Stone said the flood study was received and reviewed by him and the Town Engineer; and they want to have a third party study it.

Mr. Ostrosky continued the hearing to May 15, 2007.

285-1428 Public Hearing regarding the Notice of Intent filed by Andrew Hettinger for the construction of retaining walls at 39 Bay View Drive

Attending the hearing was Andrew Hettinger – the homeowner; and Norman Hill from Land Planning, Inc. Mr. Hill said they want to keep the retaining wall down by the lake, but wants to replace the other three walls.

Mr. Hill said they want to better landscape the area; the current walls are landscape beams and they are rotting. He said they also want to replace the three walls with two. He reviewed the plan and showed the two walls. He explained that each wall will have a chain link fence on it for safety.

Mr. Polito expressed concern about how the material will be taken out and how the work will be done. Mr. Hettinger said they will have to use a crane. He commented that some of the excavated material will be used in another area to level the property off.

Mr. Polito expressed concern about the amount of disturbance.

Mr. Ostrosky asked what the stairs would be made of; and Mr. Hill said pressure treated wood.

The Commission commented that if the building permit requires something other than what's on the plan, then they will have to come back.

Mr. Ostrosky closed the hearing.

**285-1431 Public Hearing regarding the Abbreviated Notice of Resource of Area
Delineation filed by FF Realty, LLC for property at 335 Maple Avenue**

Mr. Polito abstained from the hearing, due to possible conflict of interest. Attending the hearing was Bernie Raftery from Amy Green Environmental Consulting, LLC.

Mr. Raftery said there are four resource areas. He reviewed the plan and listed the following (also as described in their filing):

- 1) wetland "A" is on-site – it's a small BVW located to the rear of the abandoned warehouse, totally approximately 3,900 sq. ft.;
- 2) wetland "C" is off-site – located under the off-site power lines and includes an intermittent stream;
- 3) wetland "D" is off-site – occurs between steep slopes and has the appearance of being man-made (maybe a detention basin), but trees are now growing in it.

Mr. Raftery also discussed the Riverfront area.

Mr. Ostrosky closed the hearing.

285-** Public Hearing regarding the Notice of Intent filed by Highland Hills,
LLC for the construction of a house at Lot 34 Highland Hill Drive**

Attending the hearing was Matt Tomaiolo – the developer; and Kevin Quinn – from Quinn Engineering. Mr. Quinn said this filing is for construction of a single family home on Lot 34.

Mr. Quinn said they are proposing to construct a split rail fence and vegetation barrier will be installed between the driveway and wetland area; will use haybale and silt fence as shown on the plan around construction area; and a wetlands mitigation of approximately 1,000 sq. ft.

Mrs. Banks asked how much fill would be used; and Mr. Quinn said he didn't know, but it was not a significant amount.

Mr. Ostrosky officially closed the hearing.

**285-1404 Continued – Public Hearing regarding the Notice of Intent filed by
George Russell for the construction of an industrial subdivision at 455
Hartford Turnpike**

Attending the hearing was Kevin Quinn – from Quinn Engineering. He said abutters were re-notified for this hearing.

Mr. Quinn said the wetland in the north corner does not apply to the project. He said there is one in the east corner; and said there will be 335 feet of temporary disruption in this. He explained the discharge system.

Mr. Quinn commented that two lots may have to come in to the Commission when they are built.

Mr. Ostrosky asked about rip-rap system. Mr. Quinn said they will be a 3-foot wide rip rap embedded with stone. Mr. Jacques asked about sequencing the project.

Mr. Ostrosky officially closed the hearing.

285-** Public Hearing regarding the Notice of Intent filed by John Dillon for the
construction of a 3-unit townhouse condominium with associated grading
and utilities at 157 North Quinsigamond Avenue**

The applicant or representatives did not attend the meeting. Mr. Ostrosky continued the hearing to May 15, 2007, at 7:00 P.M.

**RDA Public Meeting regarding the Request for Determination of Applicability
filed by Gary Levine for the construction of retaining walls at 5 Norton Way**

Attending the hearing was Gary Levine – the homeowner.

Mr. Levine said he has an apartment in the basement of his home, which he wants to put in a door for a separate egress. He said about 40 yards of dirt will be removed and they are proposing to construct two retaining walls on either side of the door about 36 feet away from the lake.

The Commission voted a negative determination for this Request.

Mr. Ostrosky officially closed the hearing.

285-** Public Hearing regarding the Notice of Intent filed by Sam Gandor for the construction of a single family house, deck, and driveway at Lot 2 Edgewood Road**

Attending the hearing was Sam Gandor – the homeowner; and Glenn Krevosky – from EBT Environmental. Mr. Krevosky showed the location and discussed the surrounding area. He said it is about 42 feet from the house to an intermittent stream.

Mr. Gandor said the ANR plan was signed about three weeks ago in Engineering. He also commented that he is proposing that the house be built on a slab.

Mr. Polito said he would like to see fencing and plantings along the property line at the town line. Mr. Gandor commented that there are white pines already planted along that property line done by the Town when the sewer went in.

Mr. Ostrosky asked Ann Kokernak, 9 Edgewood Road, to approach the Commissioners' table and explain the photos she submitted to Mr. Stone. She expressed mostly water concerns.

Mr. Stone commented that he went by the site. He said there is puddling, not flooding from the brook; the property is not in the flood plain; and it's not a wetland area.

Lydia Wilson, 44 Woodland Road, said she has lived in her house for many years. She submitted a photo showing water in the area. She said she wants assurances that proper drainage and pipes will go in so neighbors are not flooded out. She commented that her sump pump is going all the time now. Mr. Gandor said they would not be changing the grade to the back of the lot where the Wilson house is located.

Mr. Krevosky said drainage will be done so water drains towards the sewer line and the brook.

Jane Lillis, 38 Woodland Road, expressed concern for the high water table. Mr. Krevosky showed the direction of the flow of water from the site.

Beth Murry, 39 Woodland Road, expressed concern for the direction of the waterflow.

The Commission said they want a revised plan showing the trees and plantings that are in out there now.

Mr. Ostrosky officially closed the hearing.

285-** Public Hearing regarding the Notice of Intent filed by M.R. Real Estate, Inc. for the construction of a single family house at 46 Everett Avenue**

Attending the hearing was Mike Rivelli – the developer; and Glenn Krevosky – from EBT Environmental. Mr. Krevosky said they would be asking for a continuance. He listed the following items related to the project:

- 1) discussed wildlife habitat study
- 2) Mr. Rivelli paid the additional filing fee
- 3) working on Appendix "A"

Mr. Krevosky said they are working on issues from DEP and the denial from the Commission.

Mr. Jacques commented that he needs reassurance for flood plain area – regarding putting house on stilts and the area underneath not being used for storage. Mr. Ostrosky asked why wasn't some kind of mesh or something proposed to keep area from being used as storage.

Elaine Strzelewicz, 37 Everett Avenue, listed the following (mostly the same concerns from the first filing):

- 1) asked about the timeline of when the lots were created;
- 2) expressed concern of gravel driveway which ended up being paved at the house that was most recently built out there; she commented that her property is now getting ponding; land and street are eroding.
- 3) expressed concern for drainage
- 4) submitted photos of the area.

Mr. Ostrosky said the stream will be looked at whether it is perennial or intermittent.

Mr. Ostrosky continued the hearing to May 15, 2007, at 7:00 P.M.

**RDA Public Meeting regarding the Request for Determination of Applicability
filed by Philip Beaudry and the Town of Shrewsbury for the clearing of
some trees and brush at 40 Hartford Turnpike**

Attending the hearing was Mark Beaudry, the father of PJ Beaudry; and Brad Stone – Town of Shrewsbury. Mr. Beaudry said his son is doing a project for his Eagle Scout Award.

Mr. Beaudry said PJ would like to continue the project that was started last summer with Police Chief Wayne Sampson, doing some clearing at Oak Island.

Mr. Stone presented what PJ would like to do and described the area. He said PJ wants to improve it and open it up for Town recreational access use. Some of the things he wants to do are as follows (other items are listed in his RDA filing):

- 1) clean up rubbish;
- 2) clear some brush out;
- 3) clear pathways;
- 4) clean an area along a portion of shoreline for fishing; but leave trees and habitat buffer;
- 5) clear area where canoes could be put in.

Mr. Stone said PJ wants to clear scrubby grown and not cut down trees.

The Commission voted a negative determination with conditions.

Mr. Ostrosky officially closed the meeting.

4. New Business

a. Discussed/Signed Draft Orders of Conditions and Requests for Determination of Applicability

285-1417 199 Gulf Street – continued

285-1428 39 Bay View Drive – conditionally approved
*(The Commission took a first vote and the vote was 3
approve to 1 opposed – Mr. Polito)*

*(The Commission took a second vote to approve with
landscaping plan to be acceptable to Engineering – vote
was 3 approved to 1 opposed – Mr. Polito)*

285-**** 335 Maple Avenue – conditionally approved *(Mr. Polito abstained
from the hearing, discussion, and vote)*

285-**** Lot 34 Highland Hill Drive – conditionally approved

285-1404 455 Hartford Turnpike – conditionally approved

285-**** 157 North Quinsigamond Avenue – continued

RDA 5 Norton Way – negative determination

285-**** Lot 2 Edgewood Road – conditionally approved

285-**** 46 Everett Avenue – continued

RDA 40 Hartford Turnpike – negative determination

5. Old Business – no Old Business

6. Correspondence

The meeting adjourned at 9:30 P.M.

Respectfully Submitted,

Annette W. Rebovich